# DELEGATION OF AUTHORITY THE COMPREHENSIVE ENVIRONMENTAL RESPONSE, COMPENSATION, AND LIABILITY ACT (CERCLA)

#### National Priorities List Determinations

- 1. AUTHORITY. To exercise the Agency's authority pursuant to Section 105 and 101(41)(C)(i) of the Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA), as amended, and to perform other activities necessary for the effective program administration:
  - a. [this authority not redelegated]
  - b. To delete sites from the NPL;
  - c. To make determinations under Section 105(h); and
  - d. To make determinations for sites not on the NPL under section 101(41)(C)(i).

#### 2. TO WHOM REDELEGATED.

- a. The Regional Administrator does not redelegate the authority in 1.b.
- b. The authorities in 1.c. and 1.d. are redelegated to the Director, Superfund and Emergency Management Division, or equivalent.

#### 3. LIMITATIONS.

- a. The clearance or approval of the form, text, and legal sufficiency of each legally operative document issued pursuant to this redelegation must be obtained from an appropriate branch chief in the Office of Regional Counsel before signing and issuing such document.
- b. The AA for OLEM must concur before the regional administrator signs the notice of intent to delete under 1.b.

### 4. REDELEGATION AUTHORITY.

- a. The authority in 1.c. may not be redelegated.
- b. The authority in 1.d. may be redelegated to the section chief level, or equivalent.
- c. An official who redelegates an authority retains the right to exercise or withdraw the authority. Redelegated authority may be exercised by any official in the chain of command down to the official to whom it has been specifically redelegated.
- **5. SUPERSESSION.** This delegation supersedes R10 14-17 (04/20/2012) and any other delegation of the same authority.

## 6. ADDITIONAL REFERENCES.

- a. CERCLA, Sections 101(41)(C), 118, and 125(b).
- b. 40 CFR Part 300, "National Oil and Hazardous Substances Pollution Contingency Plan" (NCP).
- c. Executive Order 12580, as amended, January 23, 1987.
- d. Executive Order 13308, June 20, 2003.
- e. EPA Delegation 1-21.
- f. EPA Delegations 14-17.

Chris Hladick

Regional Administrator